

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
September 12, 2013**

**BUREAU OF LAND AND WASTE MANAGEMENT**

**Underground Storage Tank Enforcement**

- 1)     Order Type and Number:                     Administrative Order 11-0386-UST  
       Order Date:                                 November 26, 2012  
       Respondent:                                 **Ramilaben Patel**  
       Facility:                                     Corner Stop #39  
       Location:                                     901 Anderson Street  
   Piedmont, SC 29673  
  
       Mailing Address:                             Same  
       County:                                     Anderson  
       Previous Orders\*:                             None  
       Permit/ID Number:                         00572  
       Violations Cited:                         State             Underground             Petroleum  
       Environmental Response Bank Act of 1988 (SUPERB Act) 44-2-60 (A) (2002  
       and Supp. 2012), and the South Carolina Underground Storage Tank Control  
       Regulation 61-92.280.31(b)(1), R. 61-92.280.31(c), R. 61-92.280.34(c), R. 61-  
       92.280.35(c), R. 61-92.280.93(a), and R. 61-92.280.110(c) (2012).

Summary: Ramilaben Patel (Respondent) owns underground storage tanks (USTs) in Anderson County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to test the corrosion protection system every 3 years; failure to inspect the impressed current system every 60 days; failure to provide records to the Department upon request; failure have a trained Class A/B operator for the Facility; failure to demonstrate financial responsibility; failure to provide financial responsibility documentation to the Department upon request; and, failure to pay to the Department annual tank registration fees.

Action: The Respondent is required to: submit a Certificate of Financial Responsibility and proof of financial responsibility mechanism; submit proof of a trained Class A/B operator for the Facility; submit corrosion protection test results or permanently close the USTs; pay outstanding annual tank registration fees and associated late fees in the amount of one thousand, eight hundred fifteen dollars (\$1,815.00); and, pay a civil penalty in the amount of three thousand, three hundred seventy-five dollars (**\$3,375.00**).

- 2)     Order Type and Number:                     Administrative Order 12-0601-UST

Order Date: May 7, 2013  
Respondent: **Coley, Inc.**  
Facility: Cuz's Corner  
Location: 419 A Congress Street  
Winnsboro, SC 29180  
Mailing Address: P.O. Box 85  
Blackstock, SC 29014  
County: Fairfield  
Previous Orders: 12-0045-UST (\$1,100.00)  
Permit/ID Number: 11040  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2012), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.31(c), R. 61-92.280.34(c), R. 61-92.280.35(e), R. 61-92.280.35(f), R. 61-92.280.35(g), R. 61-92.280.35(h)(2), R. 61-92.280.40(a), R. 61-92.280.41(a), R. 61-92.280.41(b)(1)(ii), R. 61-92.280.43(d), R. 61-92.280.44(a), and R. 61-92.280.45(b)(1) (2012).

Summary: Coley, Inc. (Respondent) owns and operates underground storage tanks (USTs) in Fairfield County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to inspect the impressed current every 60 days; failure to provide documents to the Department upon request; failure to validate monthly requirements; failure to visit the Facility once per quarter; failure to train class C operators prior to the operators assuming responsibility for the Facility; failure to designate class C operators in writing; failure to provide an adequate release detection method; failure monitor tanks every 30 days for a release; failure to conduct an annual tightness test on pressurized lines; failure to conduct release detection using an automatic tank gauge; failure to conduct an annual check of line leak detectors; and, failure to maintain records for one year.

Action: The Respondent is required to pay a civil penalty in the amount of three thousand, three hundred seventy-five dollars (**\$3,375.00**).

3) Order Type and Number: Consent Order 12-0492-UST  
Order Date: July 9, 2013  
Respondent: **1 Stop, LLC**  
Facility: One Stop  
Location: 912 Kendall Road  
Newberry, SC 29108  
Mailing Address: P.O. Box 103  
Newberry, SC 29108-0103  
County: Newberry  
Previous Orders: None  
Permit/ID Number: 06512

Violations Cited: State Undergound Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2012), and the South Carolina Undergound Storage Tank Control Regulation 61-92.280.34(c), R. 61-92.280.35(e), R. 61-92.280.35(f), R. 61-92.280.35(g), R. 61-92.280.35(h)(2), R. 61-92.280.40(a), R. 61-92.280.41(b)(1)(ii), R. 61-92.280.43(d), R. 61-92.280.45(b)(1), R. 61-92.280.50(c), and R. 61-92.280.52(a) (2012).

Summary: 1 Stop, LLC (Respondent) owns and operates underground storage tanks (USTs) in Newberry County, South Carolina, and has violated the South Carolina Undergound Storage Tank Control Regulations as follows: failure to provide records to the Department upon request; failure to validate monthly requirements; failure to visit the Facility once per quarter; failure to train class C operators prior to the operators assuming responsibility for the Facility; failure to designate class C operators in writing; failure to provide an adequate release detection method; failure to conduct an annual tightness test on pressurized lines; failure to conduct adequate release detection using an automatic tank gauge; failure to maintain records for one year; failure to report monitoring records that indicate that a release may have occurred; and, failure to conduct a system test to determine whether a release may have occurred.

Action: The Respondent is required to: submit tank tightness test results for all USTs; submit line tightness test results for the premium grade UST; submit a list of trained class C operators; and, pay a civil penalty in the amount of three thousand, seven hundred twenty-five dollars (**\$3,725.00**).

4) Order Type and Number: Consent Order 13-0154-UST  
Order Date: July 17, 2013  
Respondent: **Plez U Stores, Inc.**  
Facility: Plez U Store 4  
Location: 815 Liberty Drive  
Easley, SC 29640  
Mailing Address: P.O. Box 2187  
Anderson, SC 29622-2187  
County: Pickens  
Previous Orders: None  
Permit/ID Number: 07301  
Violations Cited: State Undergound Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2012), and the South Carolina Undergound Storage Tank Control Regulation 61-92.280.20(c)(1)(ii) (2012).

Summary: Plez U Stores, Inc. (Respondent) owns and operates underground storage tanks (USTs) in Pickens County, South Carolina and has violated the South Carolina Undergound Storage Tank Control Regulations as follows: failure to equip an underground storage tank system with overfill protection.

Action: The Respondent is required to pay a civil penalty in the amount of five hundred dollars (**\$500.00**). All violations were corrected prior to the issuance of the Order.

### **Solid Waste Enforcement**

5) Order Type and Number: Consent Order 13-05-SW  
Order Date: July 9, 2013  
Respondents: **Keith Wertz, Individually, and Quality, LLC**  
Facility: Quality, LLC  
Location: 508 Travis Avenue  
Saluda, SC 29138  
Mailing Address: Same  
County: Saluda  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002), Solid Waste Management: Waste Tires Regulation 61-107.3 (Supp. 2012), and Solid Waste Management: Used Oil Regulation 61-107.279 (Supp. 2012).

Summary: Keith Wertz, individually, and Quality, LLC (Respondents) generate waste tires in the course of doing business at the Facility based in Saluda, South Carolina. The Respondents have violated the South Carolina Solid Waste Policy and Management Act of 1991, the Solid Waste Management: Waste Tires Regulation, and the Solid Waste Management: Used Oil Regulation as follows: failed to obtain a permit from the Department to operate a waste tire collection site and failed to clean up and manage released used oil at the Site.

Action: The Respondent is required to: immediately begin to prevent and effectively control mosquitoes at the Site through the use of insecticides, pesticides, tarpaulins, etc; immediately, upon observation of a release of used oil to the environment, stop the release; contain the released used oil; remove the stained soil and dispose of at a permitted solid waste facility; submit documentation verifying that the oil contaminated soil has been removed and properly disposed; remove and properly dispose of all waste tires in excess of the 999 waste tires allowed by Regulation; submit disposal receipts for waste tires; and, pay a civil penalty in the amount of two thousand, five hundred dollars (**\$2,500.00**) in accordance with a promissory note.

### **BUREAU OF WATER**



Summary: The City of Columbia (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to notify the Department by the end of the day after being notified of an E. coli positive test result.

Action: The Respondent is required to pay a civil penalty in the amount of two thousand, eight hundred dollars (**\$2,800.00**).

8) Order Type and Number: Consent Order 13-052-DW  
Order Date: July 9, 2013  
Respondent: **Northlake Condominiums Homeowners Association, Inc.**  
Facility: Northlake Condominiums  
Location: 100 North Lake Drive  
Anderson, SC 29625  
Mailing Address: 38 Parkway Commons Way  
Greer, SC 29650  
County: Anderson  
Previous Orders: None  
Permit/ID Number: 04-064-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Northlake Condominiums Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: there were tiles that were loose and missing; the pool deck was not clear of hazards; the chlorine level was not within the acceptable range of water quality standards; only one "Shallow Water – No Diving" sign was posted; the pool rules sign was not completely filled out; the pool operator of record information was not posted; the bound and numbered log book was not available for Department review; and, the disinfection equipment and recirculation and filtration system were not accessible. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

9) Order Type and Number: Consent Order 13-053-DW  
Order Date: July 15, 2013  
Respondent: **Tropical Resort, LLC**  
Facility: Econo Lodge  
Location: 601 South Ocean Boulevard  
Myrtle Beach, SC 29577

Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-394-1 & 26-F03-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tropical Resort, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool and spa. The Respondent has violated the Public Swimming Pools Regulation as follows: there were gaps in the fence that were greater than four inches apart; the chlorine level was not within the acceptable range of water quality standards; the pH level was not within the acceptable range of water quality standards; the emergency telephone was not functional; the pool rules sign was not completely filled out; only one “Shallow Water – No Diving” sign was posted; and, the pool operator of record information was not posted. A violation was issued for failure to properly operate and maintain the pool and spa on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

10) Order Type and Number: Consent Order 13-054-DW  
Order Date: July 11, 2013  
Respondent: **Minsprings, LLC**  
Facility: Mineral Springs Mobile Home Park  
Location: 3951 Mineral Springs Road  
Lexington, SC 29073  
Mailing Address: 620 Shirway Road  
Lexington, SC 29073  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 3260002  
Violations Cited: S.C Code Ann. Regs. 61-58.5.H

Summary: Minsprings, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for combined radium 226/228.

Action: The Respondent is required to: submit a corrective action plan to include proposed steps to address the combined radium 226/228 exceedance and pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should the Respondent fail to meet any requirement of the Order.

- 11) Order Type and Number: Consent Order 13-055-DW  
Order Date: July 17, 2013  
Respondent: **City of Bennettsville**  
Facility: City of Bennettsville  
Location: 501 East Main Street  
Bennettsville, SC 29512  
Mailing Address: P.O. Box 1036  
Bennettsville, SC 29512  
County: Marlboro  
Previous Orders: None  
Permit/ID Number: 3410001  
Violations Cited: S.C. Code Ann. Regs. 61-58.13. B(7)

Summary: The City of Bennettsville (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to have daily chlorite samples at the PWS measured by a party approved by the Department.

Action: The Respondent is required to: submit a standard operating procedure that will be followed by all representatives of the Respondent to ensure that all samples will be analyzed by a party approved by the Department; and, pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**). The civil penalty has been paid.

- 12) Order Type and Number: Consent Order 13-056-DW  
Order Date: July 17, 2013  
Respondent: **Tahitian Princess II Home Owners' Association, Inc.**  
Facility: Tahitian Princess II  
Location: 300 33<sup>rd</sup> Avenue South  
North Myrtle Beach, SC 29582  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-1389B  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tahitian Princess II Home Owners' Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was not tight and secure; the gate did not self close and latch; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the United States Coast Guard approved life ring was damaged in that the life ring was broken; the emergency telephone was not operational; two approvable "No Lifeguard On Duty – Swim At Your Own Risk" signs were not posted; and, the bound and numbered log book was not maintained on a daily

basis. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid.

13) Order Type and Number: Consent Order 13-057-DW  
Order Date: July 23, 2013  
Respondent: **Southern Pines Apartments, LLC**  
Facility: Southern Pines Apartments  
Location: 350 Bryant Road  
Spartanburg, SC 29303  
Mailing Address: 341 Veracliff Court  
Oviedo, FL 32765  
County: Spartanburg  
Previous Orders: None  
Permit/ID Number: 42-076-1 and 42-077-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Southern Pines Apartments, LLC (Respondent) owns and is responsible for the proper operation and maintenance of two pools. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the ladders were missing bumpers; a handrail was loose; algae was present on the wall and floor of the pool; the gate did not self close and latch; a drinking water fountain was not within fifty feet of the pool; the main drain grates were not visible; the United States Coast Guard approved life ring rope was too short; the pool rules sign was not completely filled out; the current pool operator of record information was not posted; the chlorine level was not within the acceptable range of water quality standards; and, the pH level was not within the acceptable range of water quality standards. A violation was issued for failure to properly operate and maintain the pools on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

14) Order Type and Number: Consent Order 13-058-DW  
Order Date: July 30, 2013  
Respondent: **Andrew Jackson Academy**  
Facility: Andrew Jackson Academy  
Location: 7054 Broxton Bridge Highway  
Ehrhardt, SC 29081

Mailing Address: Same  
County: Bamberg  
Previous Orders: None  
Permit/ID Number: 0570100  
Violations Cited: S.C. Code Ann. Regs. 61-58.5 G (2) (a), 61-58.16.E(1)(b) & 61-58.5.G(2)(e)

Summary: Andrew Jackson Academy (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to collect repeat bacteriological samples in the distribution system and at the source within twenty-four hours of notification of a total coliform positive result; and, failed to collect five routine samples during the next month following a total coliform positive result.

Action: The Respondent is required to: submit a standard operating procedure for monitoring and reporting requirements; pay a civil penalty in the amount of one thousand, two hundred sixty dollars (\$1,260.00); and, pay a stipulated penalty in the amount of seven thousand one hundred forty dollars (\$7,140.00) should the Respondent fail to meet any requirement of the Order. The civil penalty has been paid and the standard operating procedure has been submitted.

15) Order Type and Number: Consent Order 13-059-DW  
Order Date: July 25, 2013  
Respondent: **T&P Properties, LLC**  
Facility: Quality Inn Coliseum  
Location: 5055 N Acro Lane  
North Charleston, SC 29418  
Mailing Address: Same  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-329-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: T&P Properties, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool wall and floor were not clean; the chlorine level was not within the acceptable range of water quality standards; the pH level was not within the acceptable range of water quality standards; the United States Coast Guard approved life ring was damaged in that the life ring and rope were severely worn; the shepherd's crook was missing; the pool rules sign was not completely filled out; and, the pool operator of record information was not posted. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the

amount of four hundred dollars (**\$400.00**). The Respondent submitted a corrective action plan and corrected the deficiencies.

16) Order Type and Number: Consent Order 13-060-DW  
Order Date: July 29, 2013  
Respondent: **The Governors Homeowners Association, Inc.**  
Facility: The Governors Subdivision  
Location: Governors Way  
Anderson, SC 29622  
Mailing Address: 208 Lyttleton Way  
Anderson, SC 29621  
County: Anderson  
Previous Orders: None  
Permit/ID Number: 04-083-1 & 04-084-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: The Governors Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool and kiddie pool. The Respondent has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure; the chlorine level was not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; the disinfection equipment, recirculation and filtration system, and the automatic controller were not available for inspection in that the pump room was not accessible; algae was present on the wall and floor of the pool; the main drain grates were not visible in that the water was cloudy; the pH level was not within the acceptable range of water quality standards; and, the Respondent failed to schedule an inspection with the Department prior to re-opening the pool and kiddie pool. A violation was issued for failure to properly operate and maintain the pool and kiddie pool on two occasions and for failure to obtain Department approval prior to re-opening the pool and kiddie pool on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of two thousand, forty dollars (**\$2,040.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

17) Order Type and Number: Consent Order 13-063-DW  
Order Date: July 30, 2013  
Respondent: **Avista Council of Co-Owners, Inc.**  
Facility: Avista Resort  
Location: 300 North Ocean Boulevard  
North Myrtle Beach, SC 29582  
Mailing Address: Same

County: Horry  
Previous Orders: None  
Permit/ID Number: 26-1232D  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Avista Council of Co-Owners, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. The Respondent has violated the Public Swimming Pools Regulation as follows: the deck was not clear of hazards in that there was standing water and algae was growing on a pillar; the pH level was not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; and, the chlorine level was not within the acceptable range of water quality standards. A violation was issued for failure to properly operate and maintain the spa on three occasions.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of one thousand, six hundred eighty dollars (**\$1,680.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

### **Water Pollution Enforcement**

18) Order Type and Number: Consent Order 13-028-W  
Order Date: July 11, 2013  
Respondent: **Town of Summerville/CPW**  
Facility: Summerville WWTF  
Location: 135 W. Richardson Ave  
Summerville, SC 29483  
Mailing Address: P.O. Box 817  
Summerville, SC 29483  
County: Dorchester  
Previous Orders: 10-043-W (\$3,146.00)  
Permit/ID Number: SC0037541  
Violations Cited: S.C. Code Ann. §48-1-110(d) (2008); and  
24 S.C. Code Ann. Regs. 61-9.122.41(a)(2011).

Summary: The Town of Summerville (Respondent) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) serving the residents and businesses of Summerville in Dorchester County, South Carolina. The Respondent failed to comply with effluent limitations for ammonia-nitrogen (NH<sub>3</sub>-N) during the months January and February 2013.

Action: The Respondent is required to: submit a corrective action plan revising standard operating procedures to prevent or mitigate effluent violations in the future and pay a civil penalty in the amount of one thousand, eight hundred dollars (**\$1,800.00**).

19) Order Type and Number: Consent Order 13-029-W  
Order Date: July 17, 2013  
Respondent: **Chester Sewer District**  
Facility: Rocky Creek WWTP  
Location: 155 Wylie St., Chester, SC 29706  
Mailing Address: P.O. Box 550, Chester, SC 29706  
County: Chester  
Previous Orders: 10-042-W (\$3,462.00)  
09-032-W (\$11,200.00)  
Permit/ID Number: SC0036056  
Violations Cited: S.C. Code Ann. § 48-1-110 (d) (2008) and  
24 S.C. Code Ann Regs. 61-9.122.41(a)(2011)

Summary: The Chester Sewer District (Respondent) owns and is responsible for the proper operation and maintenance of the wastewater treatment plants (WWTP) serving the residents and businesses within its respective service areas in Chester County, South Carolina. The Respondent failed to meet permitted effluent limitations for Whole Effluent Toxicity/Chronic Toxicity (CTOX) during the quarters ending September and December 2012.

Action: The Respondent is required to: submit a corrective action plan to identify and remediate the potential source(s) of toxicity and propose action steps with an implementation schedule to be evaluated and approved by the Department; and, monitor the effectiveness of the approved corrective action steps engaged for a period of one (1) year after implementation of the approved Plan. In the event of a CTOX failure, the Respondent agrees to supplemental monthly sampling to demonstrate their ability to meet, voluntarily, more stringent monthly average toxicity limits. Failing that, the Respondent agreed to engage a full scale TIE/Toxicity Reduction Evaluation. The Respondent must pay a **stipulated penalty** in the amount of three thousand dollars (**\$3,000.00**) should they fail to meet any requirement of the Order.

20) Order Type and Number: Consent Order 13-032-W  
Order Date: July 9, 2013  
Respondent: **City of Columbia**  
Facility: Metro WWTF  
Location: 1200 Simon Tree Lane  
Columbia, SC 29201  
Mailing Address: P.O. Box 147  
Columbia, SC 29217  
County: Richland

Previous Orders: None  
Permit/ID Number: SC0020940  
Violations Cited: S.C. Code Ann. § 48-1-110(d) (2008); S.C. Reg. 61-9.122.41 (a) (2011)

Summary: City of Columbia (Respondent) owns and is responsible for the proper operation and maintenance of its wastewater treatment facility (WWTF), located in Richland County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent limits for fecal coliform as contained in its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Respondent is required to: submit a corrective action plan to include measures that have been implemented, or that will be implemented, to prevent future effluent violations; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

21) Order Type and Number: Consent Order 13-033-W  
Order Date: July 9, 2013  
Respondent: **Town of Duncan**  
Facility: Satellite Sewer Collection System  
Location: 153 W. Main St.  
Duncan, SC 29334  
Mailing Address: P.O. Box 188  
Duncan, SC 29334  
County: Spartanburg  
Previous Orders: None  
Permit/ID Number: SSS000598  
Violations Cited: S.C. Code Ann. § 48-1-90 (a)(1) (2008) and Supp. 2012

Summary: The Town of Duncan (Respondent) owns and is responsible for the proper operation and maintenance of a wastewater collection system (WWCS) that serves the residences and businesses located in the Town of Duncan in Spartanburg County, South Carolina. The Respondent has violated the Pollution Control Act as follows: discharged untreated wastewater into the environment, including waters of the State, in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: report all wastewater spills from the WWCS orally within 24 hours and in writing in accordance with DHEC Sanitary Sewer Overflow form within 5 days; submit copies of public notices issued by the Respondent for all significant spills from the WWCS; conduct a capacity, management, operations and maintenance (cMOM) audit of the WWCS; submit a report of the findings of the audit and a corrective action plan to address priority deficiencies identified during the audit; and, pay a **stipulated penalty** in the amount of three thousand dollars (**\$3,000.00**)



<u>Respondent:</u>	<b>ConGlobal Industries, Inc.</b>
<u>Facility:</u>	ConGlobal Industries, Inc.
<u>Location:</u>	2534 Spruill Ave. Charleston SC 29405
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	CM-0560-0158
<u>Violations Cited:</u>	5 S.C. Code Ann. Regs. 61-62.1, Section II,
Permit Requirements	

Summary: ConGlobal Industries, Inc. (Respondent) repairs, sandblasts, and paints cargo containers and trailers at its facility in Charleston, South Carolina. The Department issued Conditional Major Operating Permit CM-0560-0158 to the Respondent, effective July 1, 2004. The Respondent violated its Conditional Major Permit and South Carolina Air Pollution Control Regulations as follows: failed to calculate and maintain records of volatile organic compound and hazardous air pollutant emissions and submit annual emissions from 2007 through 2011; failed to maintain records of blasting and welding material usage; and failed to adhere to its dust containment plan and implement work practices to minimize emissions from painting operations.

Action: The Respondent is required to: henceforth calculate and maintain records of VOC and HAP emissions and maintain records of welding material usage; henceforth cease blasting operations; henceforth implement work practices to minimize emissions from painting operations; submit annual emissions reports for the reporting periods ending in 2007, 2008, 2009, 2010, 2011, and 2012; and, pay a civil penalty in the amount of ten thousand dollars (**\$10,000.00**).

24) <u>Order Type and Number:</u>	Consent Order 13-034-A
<u>Order Date:</u>	July 25, 2013
<u>Respondent:</u>	<b>Evergreen Biodiesel Production Facility, LLC</b>
<u>Facility:</u>	Evergreen Biodiesel Production Facility, LLC
<u>Location:</u>	1116 Tanner Rd. Taylors, SC 29687
<u>Mailing Address:</u>	130 Mountain Creek Church Rd. Greenville, SC 29609
<u>County:</u>	Greenville
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	1200-0032
<u>Violations Cited:</u>	S.C. Code Ann. § 48-1-110(d), and 24A
S.C. Code Ann. Regs. 61-62.1, Section II	

Summary: Evergreen Biodiesel Production Facility, LLC (Respondent) manufactures bio-diesel fuel. On December 31, 2010, the Department issued Conditional Major Air Quality Operating Permit CM-1200-0032 (Operating Permit) to the Respondent. The Respondent violated its Operating Permit as follows: failed to record daily fuel consumption for its boiler; and failed to establish an operational range for its carbon adsorber (drum), and submit it, along with supporting documentation and quality assurance procedures to the Department for approval.

Action: The Respondent is required to: record fuel consumption on a daily basis for its boilers; submit quality assurance procedures for the operating range of the carbon drum for approval; and, pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**).

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\* Unless otherwise specified, "Previous Orders" as listed in this report include orders issued by Environmental Affairs programs within the last five (5) years.